



**Michigan Supreme Court
State Court Administrative Office**

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John D. Ferry, Jr., State Court Administrator

Memorandum

DATE: May 20, 2004

TO: Circuit Court Judges
cc: Court Administrators, Court Clerks, Registers

FROM: John D. Ferry, Jr.

RE: 102 PA 2004; Enrolled House Bill 5648 – Minimum State Costs for Juveniles

On May 13, 2004, Governor Granholm signed into immediate effect Public Act 102 of 2004, amending MCL 712A.18 and 712A.18m as they relate to the assessment and waiver of minimum state costs in juvenile cases.

MCL 712A.18(19) was amended to allow for the possibility of waiver or modification of minimum state costs for juveniles. That provision of the statute states that if, "A juvenile who has been ordered to pay the minimum state cost as provided in section 18m of this chapter as a condition of probation or supervision and who is not in willful default of the payment of the minimum state cost may petition the court at any time for a remission of the payment of any unpaid portion of the minimum state cost. If the court determines that payment of the amount due will impose a manifest hardship on the juvenile or his or her immediate family, the court may remit all or part of the amount of the minimum state cost due or modify the method of payment."

MCL 712A.18m(1) was amended to provide that when, "...a juvenile is within the court's jurisdiction under section 2(a)(1) of this chapter, and is ordered to pay any combination of fines, costs, restitution, assessments, or payments arising out of the juvenile proceeding, the court shall order the juvenile to pay costs of not less than the following amount, as applicable:

- (a) \$60.00, if the juvenile is found to be within the court's jurisdiction for a felony.
- (b) \$45.00, if the juvenile is found to be within the court's jurisdiction for a serious or specified misdemeanor.
- (c) \$40.00, if the juvenile is found to be within the court's jurisdiction for a simple misdemeanor."

Assessment of minimum state costs is **per each count for which a juvenile is found to be within the court's jurisdiction.**

If you have further questions about minimum state costs, please view the Fees, Costs, and Assessments Webcast Series at: <http://courts.michigan.gov/scao/resources/other/fcawebcast.htm>
You may also contact Dawn Childress at 517-373-3756 or childressd@courts.mi.gov, Jean Mahjoory at 517-373-3769 or mahjooryj@courts.mi.gov, or Sandi Hartnell at 517-373-0122 or hartnells@courts.mi.gov.